

**IN THE UNITED STATES COURT OF FEDERAL CLAIMS**  
**Bid Protest**

SWIFT & STALEY INC., )  
v. )  
UNITED STATES, )  
and AKIMA INTRA-DATA, LLC, )  
Plaintiff, )  
*Defendant*, )  
*Defendant-Intervenor.* )  
Judge Dietz  
No. 21-1279

**MOTION TO EXPEDITE CONSIDERATION OF  
PLAINTIFF'S MOTION FOR A STAY AND INJUNCTION PENDING APPEAL**

Plaintiff, Swift and Staley Inc. (“SSI”), respectfully moves the Court to consider Plaintiff’s Motion for a Stay and Injunction Pending Appeal dated April 4, 2022 (“Motion”) on an expedited basis. Defendant, the United States Department of Energy, has indicated it intends to (1) terminate SSI’s Contract No. 89303321DEM000056; (2) identify a new awardee under Solicitation No. 89303319REM000057 (the “Solicitation”); and/or (3) award a new contract to an offeror other than SSI under the Solicitation. Therefore, expedited consideration of SSI’s Motion is necessary in order to ensure the Motion is decided before the status quo is disrupted.

A proposed order with the proposed briefing schedule is attached.

Respectfully submitted,

Of Counsel:

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s/Richard P. Rector  
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Dated: April 4 2022

*Counsel for Swift & Staley Inc.*

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**[PROPOSED] ORDER**

The Court, having considered Plaintiff's Motion to Expedite, hereby **GRANTS** Plaintiff's Motion and **ORDERS** the following schedule for consideration of Plaintiff's Motion for a Stay and Preliminary Injunction Pending Appeal.

- April 11, 2022: Defendant and Intervenor file their Responses;
- April 15, 2022: Plaintiff files its Reply; and
- April 21, 2022: Argument on Plaintiff's Motion for a Stay and Preliminary Injunction Pending Appeal is heard in Washington, D.C.

The Honorable Thompson M. Dietz  
Judge

**CERTIFICATE OF FILING**

I hereby certify that on April 4, 2022, a copy of the foregoing was filed using the Court's Electronic Filing system. I understand that notice of this filing will be served on the counsel to the parties to this case via the Court's ECF system.

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